

1pw 2811

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

MAHALINGAM NANDAKUMAR

Serial No. 09/252,514 (TI-23103)

Filed February 18, 1999

For: DUAL-COUNTERDOPED CHANNEL
FIELD EFFECT TRANSISTOR AND METHOD

Art Unit 2811

Examiner S. Crane

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Applicant, through his attorney, hereby petitions the Commissioner of Patents to withdraw the holding of abandonment and act on the subject application in appropriate manner. No fee is required. However, should a fee be required, please charge to Deposit Account No. 20=0668.

The facts are that a requirement for restriction was mailed by the PTO on March 12, 2004 to which a response was due April 12, 2004.

On March 22, 2004, a fully responsive Election was filed with Certificate of Mailing, a copy of which is attached hereto.

Two post cards were attached to the Election, one addressed to the undersigned and a second addressed to the Texas Instruments Patent Department. The post card

addressed to the undersigned was never received and the post card addressed to the Texas Instruments Patent Department was received in their patent department on or prior to April 5, 2004 and was entered in the file thereat on April 5, 2004 as noted by the attachment hereto. The post card was never stamped by the PTO mail room as can be seen and as was noted upon receipt of the post card.

It is readily apparent that the Election was timely mailed with a Certificate of Mailing and should receive the filing date of March 22, 2004 for that reason alone. In addition, it is readily apparent that the Election must have been mishandled in the PTO mail room in view of the facts stated above. Since the undersigned did not mail the post card to the Texas Instruments Patent Department and the post card was attached to the Election upon mailing, the post card could only have been mailed from the PTO mail room upon receipt of the Election. This mailing must have been during the period for response since it was received at the Texas Instruments Patent Department no later than April 5, 2004, well within the period for response.

In view of the above facts, it is respectfully requested that the holding of abandonment be withdrawn and that action be taken in view of the filing of the response to the requirement for restriction.

Respectfully submitted,



Jay M. Cantor
Reg. No. 19906
(301) 424-0355
(972) 917-5293



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

MAHALINGAM NANDAKUMAR

Serial No. 09/252,514 (TI-23103)

Filed February 18, 1999

For: DUAL-COUNTERDOPED CHANNEL FIELD EFFECT TRANSISTOR AND METHOD

Art Unit 2811

Examiner S. Crane

Customer No. 23494

Director of the United States
Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached document is being deposited with the United States Postal Service with sufficient postage for First Class Mail in an envelope addressed to Director of the United States Patent and Trademark Office, P.O. Box 1450,, Alexandria, VA 22313-1450 or is being facsimile transmitted on the date indicated below:

3-22-04

Jay M. Cantor, Reg. No. 19,906

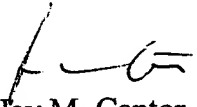
Sir:

ELECTION

In response to the Office action dated March 12, 2004, applicant elects the invention listed as 1 and which includes claims 1 and 3 to 13 without traverse.

Action and allowance are respectfully requested.

Respectfully submitted,


Jay M. Cantor
Reg. No. 19906
(202) 639-7713



*Law Offices of Jay M. Cantor
Intellectual Property Matters
9 Overpond Court
Potomac, Maryland 20854*

Telephone 301-424-0355
Fax 301-279-0038
e-mail: jaycantor@aol.com

March 22, 2004

Ms Jackie McBride
Patent Department
Texas Instruments Incorporated
P.O. Box 655474
M/S 3999
7839 Churchill Way
Dallas, Texas 75265

Re: TI-23103

Dear Jackie:

Enclosed is a copy of a response to the Office action which I prepared and filed today in the subject application.

Very truly yours,

Jay M. Cantor

JMC:a
Enclosure



On the date stamped here, the following paper was received in the Patent and Trademark Office in the below listed application:

Election

Inventor(s): MAHALINGAM NANDAKUMAR
Serial No. 09/252,514
Filed February 18, 1999
For: DUAL-COUNTERDOPED CHANNEL ...
Docket Number: TI-23103

In The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

<input type="checkbox"/> NEW APPLICATION		<input checked="" type="checkbox"/> AMENDMENT <u>ELECTION</u>
<input type="checkbox"/> DECLARATION		<input type="checkbox"/> EOT
<input type="checkbox"/> ASSIGNMENT		<input type="checkbox"/> NOTICE OF APPEAL (IN DUPLICATE)
<input type="checkbox"/> FORMAL DRAWINGS (sheets)		<input type="checkbox"/> APPEAL
<input type="checkbox"/> INFORMAL DRAWINGS		<input type="checkbox"/> ISSUE/PUBLICATION FEE (IN DUPLICATE)
<input type="checkbox"/> CONTINUATION APP'N		<input type="checkbox"/> FEE TRANSMITTAL (IN DUPLICATE)
<input type="checkbox"/> DIVISIONAL APP'N		<input type="checkbox"/> LETTER/DWG. AMENDMENT
<input type="checkbox"/> RCE		<input type="checkbox"/> RESPONSE/NON-COMPLIANCE
NAME OF INVENTOR(S): <u>MAHALINGAM NANDAKUMAR</u>		RECEIPT DATE & SERIAL NO.: Serial No.: 09/252,514
TITLE OF INVENTION: <u>DUAL-COUNTERDOPED ...</u>		
TI FILE NO.: <u>TI-23103</u>	DEPOSIT ACCT. NO.: <u>20-0668</u>	
EXPRESS MAIL RECEIPT NO.: MLD: <u>3-22-04</u>		
DUE: <u>4-12-04</u> ATTY/SECY: <u>JMC</u>		

14-5-04

No PTO receipt

stamp